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Attorneys for Defendants
HEALTHPORT TECHNOLOGIES, LLC, and
CIOX HEALTH, LLC

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ALICE RUTLEDGE; ABDUL FAHIM;
individually, and on behalf of other
members of the general public similarly
situated,

Plaintiffs,

v.

HEALTHPORT TECHNOLOGIES,
LLC, an unknown business entity; CIOX
HEALTH, an unknown business entity;
and DOES 1 through 100, inclusive,

Defendants.

Case No.: 3:16-cv-06920-VC

[Judge Vince Chhabria, Courtroom 4]

**DECLARATION OF JAY
ROBINSON IN SUPPORT OF
DEFENDANTS' HEALTHPORT
TECHNOLOGIES, LLC AND
CIOX HEALTH, LLC'S
OPPOSITION TO PLAINTIFFS'
MOTION TO REMAND
PURSUANT TO 28 U.S.C. § 1447**

Date: February 9, 2017
Time: 10:00 a.m.
Courtroom: 4

[Filed Concurrently with Opposition
to Motion to Remand and Reply to
Opposition to Request for Judicial
Notice]

Date Action Filed: October 19, 2016
Action Removed: December 1, 2016

1 I, Jay Robinson, declare the following:

2 1. I am the Regional HR Manager Ciox Health, LLC ("Defendant"). I
3 make this declaration based on my review of relevant records which have been
4 maintained in the regular course of Defendant's business, including payroll records
5 and timekeeping records. If called upon to do so, I could and would personally and
6 competently testify to the following facts.

7 2. Defendant employed at least 652 individuals as current and former
8 employees who are/were classified as non-exempt during the four-year period
9 preceding October 19, 2016, when the above-titled action commenced.

10 3. During the period of October 19, 2012 to the present, Defendant
11 employed at least 652 non-exempt employees in California. The average rate of
12 pay among this group of employees is at least \$15.71 per hour during this period.
13 This period consists of at least 46,534 total workweeks for this group of employees.

14 4. During the period of October 19, 2013 to the present, at least 361
15 putative class members separated from employment with Defendant. The average
16 final rate of pay among this group of former employees is at least \$15.09 per hour
17 during this period.

18 5. During the period of October 19, 2015 to the present, Defendant
19 employed at least 390 non-exempt employees.

20 I declare under penalty of perjury under the laws of the United States of
21 America that the foregoing is true and correct.

22 Executed at Alpharetta, Georgia on January 11, 2017.

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25 JAY ROBINSON
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